BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of) DINH D. PHAM DOCKET NO. 03-0403 For a Motor Carrier Certificate or) Permit.

ORDER NO. 21369

Chief Clerk of the Commission

ATTEST: A True Copy KAREN HIGASHI Chief Clerk, Public Utilities Commission, State of Hawaii.

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

In the Matter of the Application of)

DINH D. PHAM

For a Motor Carrier Certificate or)
Permit.

Docket No. 03-0403 Order No. 21369

ORDER

On March 25, 2004, in Decision and Order No. 20868, the commission approved the application of DINH D. PHAM ("Applicant") for a certificate of public convenience and necessity to operate as a common carrier of passengers by motor vehicle over irregular island οf Oahu in the 8-to-25 routes the classification. We also: (1) ordered Applicant, as a condition to our approval of the application, to comply with all commission requirements for common carriers, including submitting certain documents within one hundred and twenty (120) days of the issuance of the decision and order; and (2) notified Applicant that failure timely comply with the commission's requirements would constitute cause for the commission to void the decision and order. We served Applicant with a copy of the decision and order by mail, postage prepaid, on the same day that the decision and order was issued, in accordance with Hawaii Administrative Rules §§ 6-61-21 and 6-61-122. Additionally, we sent a letter to Applicant, dated March 25, 2004, which reiterated the commission's requirements and specified July 25, 2004, as the deadline for compliance.

The one hundred and twenty (120)-day time period has passed, and Applicant has not complied with the requirements set forth under Decision and Order No. 20868. The commission, thus, determines that Decision and Order No. 20868 should be voided.

THE COMMISSION ORDERS that Decision and Order No. 20868 is voided and this docket is closed.

DONE at Honolulu, Hawaii _____

SEP 28 2004

PUBLIC UTILITIES COMMISSION OF THE STATE OF HAWAII

By_

Carlito P. Caliboso, Chairman

By Mynth Namus

Wayne H. Kimura, Commissioner

Ву

Janet E. Kawelo, Commissioner

APPROVED AS TO FORM:

Benedyne S. Stone Commission Counsel

03-0403.cs

CERTIFICATE OF SERVICE

I hereby certify that I have this date served a copy of the foregoing $\underbrace{\text{Order No}\,21369}_{\text{No}\,21369}$ upon the following parties, by causing a copy hereof to be mailed, postage prepaid, and properly addressed to each such party.

DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS DIVISION OF CONSUMER ADVOCACY P. O. Box 541 Honolulu, HI 96809

DINH D. PHAM 1228 Kamaile Street, #B Honolulu, HI 96814

Karen Higashi

DATED: SEP 2 8 2004